IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1799 OF 2005

M/s.Trig Detectives Pvt. Ltd. ..Petitioners.

Versus

State of Maharashtra ..Respondents.

Mr. A. M. Saraogi with Mr. Ajay Mishra for the Petitioners.

Mr. P. M. Mokashi, A. G. P. for the Respondents.

CORAM: DALVEER BHANDARI, C.J. &
S.J. VAZIFDAR, J.

DATE : 8TH JULY, 2005

P.C.

The Petitioners seek a direction to the Respondents to include the names of the Petitioner Security Guards and principal employers in the notification dated 11th September, 2003. The Petitioner company is working as a private security agency. The security guards working with the Petitioners are in the enjoyment of the benefits provided under the Security Guards Act and Scheme. On

their application, the Petitioner and its security guards were exempted under section 23 of the Security Guards Act, 1981 and notification dated 11th September, 2003.

2. According to the Petitioners, as and when the contract comes to an end with the principal employers they are bound to withdraw their security guards. On 16th August, 2004 the Petitioners issued letter to incorporate the names of present principal employers and security guards in the exemption notification.

3. Further, Respondent No.1 has issued letter dated 21st October, 2004 informing the Petitioners that they are complying with the terms and conditions of the notification. Though the Petitioners are compyling with all the terms and conditions, they have been served with a show cause notice dated 4th August, 2004. The Petitioners' prayer herein is that directions be given to the Respondents to incorporate the names of the Petitioners security guards and principal employers as shown in Annexure “C” in the exemption notification dated 26th August, 2003.

4. The learned Counsel appearing for the Respondents undertakes to consider the Petitioners' application within six weeks from today by a reasoned order.

5. No further directions are necessary. This Petition is accordingly disposed of.

CHIEF JUSTICE

S.J. VAZIFDAR, J.